PTO/SB/05 (08-03)

Approved for use through 07/31/2006. OMB 0651-0032 U.S. Patent and Trademark Office. U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## UTILITY PATENT APPLICATION TRANSMITTAL

First Inventor | Marguerite A. Cervin Et. Al. PROCESS FOR THE BIOLOGICAL PRODUCTION OF 1,3-PROPANEDIOL WITH HIGH YIELD

Attorney Docket No. CL2180 US NA

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Express Mail Label No. EV308275494 Mail Stop Patent Application Commissioner for Patents APPLICATION ELEMENTS ADDRESS TO: P.O. Box 1450 See MPEP chapter 600 concerning utility patent application contents. Alexandria VA 22313-1450 1. Fee Transmittal Form (e.g., PTO/SB/17) CD-ROM or CD-R in duplicate, large table or (Submit an original and a duplicate for fee processing) Computer Program (Appendix) Applicant claims small entity status. Nucleotide and/or Amino Acid Sequence Submission See 37 CFR 1.27. (if ap<u>plic</u>able, all necessary) 3. 🗹 80 Specification [Total Pages\_ Computer Readable Form (CRF) (preferred arrangement set forth below) - Descriptive title of the invention Specification Sequence Listing on: Cross Reference to Related Applications Statement Regarding Fed sponsored R & D
 Reference to sequence listing, a table, i. CD-ROM or CD-R (2 copies); or or a computer program listing appendix ii. 🔽 Paper Background of the Invention Brief Summary of the Invention Statements verifying identity of above copies - Brief Description of the Drawings (if filed) Detailed Description ACCOMPANYING APPLICATION PARTS - Claim(s)
- Abstract of the Disclosure 9. 🔲 Assignment Papers (cover sheet & document(s)) 4. Drawing(s) (35 U.S.C. 113) [Total Sheets Power of 10. 37 CFR 3.73(b) Statement (when there is an assignee) Attorney [Total Sheets 5. Oath or Declaration 11. English Translation Document (if applicable) a. Newly executed (original or copy) 12. Information Disclosure Copies of IDS Statement (IDS)/PTO-1449 Citations Copy from a prior application (37 CFR 1.63(d)) 13. Preliminary Amendment (for continuation/divisional with Box 18 completed) 14. Return Receipt Postcard (MPEP 503) (Should be specifically itemized) DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) 15. 🗀 Certified Copy of Priority Document(s) (if foreign priority is claimed) name in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). 16. 🔲 Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. 6. 🔽 Application Data Sheet. See 37 CFR 1.76 Other: Declaration of Biological Deposits with 17. 🔽 ATCC Receipts 18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76: Continuation-in-part (CIP) Divisional Continuation of prior application No.: ..... Art Unit: For CONTINUATION OF DIVISIONAL APPS only; The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.

The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts. 19. CORRESPONDENCE ADDRESS Customer Number: 23906 OR Correspondence address below Name Address City State Zip Code Country Telephone Fax 33,692 Name (Print/Type) |Linda Axamethy Floyd Registration No. (Attorney/Agent)

Signature

Date

Monday, Oct. 6, 2003

This collection of informatioh is required by 37 CFR 1.53(b). The informatioh is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1	995, no persons are required to p	respond to a collection of info	ormation unless it displays a valid OMB control number				
FEE TRAN		Complet if Known					
_ FEE IRAN	SWITTAL	Application Number	Unknown				
for FY	2004	Filing Date	Concurrently Herewith  Marguerite A. Cervin Et. Al.				
Effective 10/01/2003. Patent fees are		First Named Inventor					
	•	Examiner Name	Unknown				
Applicant claims small entity status. See 37 CFR 1.27		Art Unit	Unknown				
TOTAL AMOUNT OF PAYMENT	(\$) 1,040.00	Attorney Docket No.	CL2180 US NA				

METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)						
Check Credit card Money Other None	3. ADDITIONAL FEES						
Denosit Account:	Large Entity   Small Entity						
Deposit Account:		Fee		Fee	Fee Description		
Account   04-1928	Code 1051	(\$) 130	2051	(\$) 65	·	Fee Paid	
Number Deposit		50	2051		Surcharge - late filing fee or oath	<u> </u>	
Account Name	1052	30	2032	20	Surcharge - late provisional filing fee or cover sheet	<del>  </del>	
The Director is authorized to: (check all that apply)	1053	130	1053		Non-English specification	<u> </u>	
Charge fee(s) indicated below Credit any overpayments		2,520	1812	2,520	For filing a request for ex parte reexamination	<b></b>	
Charge any additional fee(s) or any underpayment of fee(s)	1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action		
Charge fee(s) indicated below, except for the filing fee	1805	1.840*	1805	1.840*	Requesting publication of SIR after		
to the above-identified deposit account.		1,0.0	,,,,,	1,0.0	Examiner action	<u> </u>	
FEE CALCULATION	1251	110	2251	55	Extension for reply within first month	<u> </u>	
1. BASIC FILING FEE	1252	420	2252	210	Extension for reply within second month	<del></del>	
Large Entity Small Entity	1253	950	2253	475	Extension for reply within third month	<u> </u>	
Fee Fee Fee Fee Description Fee Paid Code (\$) Code (\$)	1254	1,480	2254	740	Extension for reply within fourth month		
1001 770 2001 385 Utility filing fee	1255	2,010	2255	1,005	Extension for reply within fifth month	<u> </u>	
1002 340 2002 170 Design filing fee 750.00	1401	330	2401	165	Notice of Appeal		
1003 530 2003 265 Plant filing fee	1402	330	2402		Filing a brief in support of an appeal		
1004 770 2004 385 Reissue filing fee	1403	290	2403		Request for oral hearing		
1005 160 2005 80 Provisional filing fee	1451	1,510	1451	1,510	Petition to institute a public use proceeding		
SUBTOTAL (1) (\$) 750.00	1452	110	2452		Petition to revive - unavoidable		
	1453	1.330	2453	665	Petition to revive - unintentional		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE		1,330	2501		Utility issue fee (or reissue)		
Fee from Ext <u>ra Claims below Fee Paid</u>	1502	480	2502		Design issue fee		
Total Claims 8 -20** = 0 X 18 = 0.00	1503	640	2503		Plant issue fee		
Independent 3 - 3** = 0 X 86 = 0.00	1460	130	1460	130	Petitions to the Commissioner		
Multiple Dependent YES 290.00 = 290.00	1807	50	1807	7 50	Processing fee under 37 CFR 1.17(q)		
Large Entity   Small Entity	1806	180	1806		Submission of Information Disclosure Stmt		
Fee Fee   Fee Fee <u>Fee Description</u>   Code (\$)   Code (\$)	8021	40	8021		Recording each patent assignment per		
1202 18 2202 9 Claims in excess of 20					property (times number of properties)	<b> </b>	
1201 86 2201 43 Independent claims in excess of 3	1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))		
1203 290 2203 145 Multiple dependent claim, if not paid	1810	770	2810	385	For each additional invention to be		
1204 86 2204 43 ** Reissue independent claims					examined (37 CFR 1.129(b))		
over original patent	1801	770	2801	385	Request for Continued Examination (RCE)		
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent	1802	900	1802	900	Request for expedited examination of a design application		
Other fee (specify)							
SUBTOTAL (2) (\$) 290.00  **or number previously paid, if greater, For Reissues, see above	*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 0.00						

SUBMITTED BY	SUBMITTED BY (Complete (if applicable))							
Name (Print/Type)	Linda Axamethy Floyd	Registration No. (Attorney/Agent)	33,692	Telephone	(302) 892-8112			
Signature	Sinda (livamestro tla	erd		Date	Monday, Oct. 6, 2003			

WARNING: Information on this form may become public. Credit card information should not be included on this f rm. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.